

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Daniel J. Bolda et al.

Serial No.: 09/675,858

Filed: September 29, 2000

For: ADJUSTABLE GAIN PRECISION
FULL WAVE RECTIFIER WITH
REDUCED ERROR

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Group Art Unit: 2819

Examiner: Jeanglaude, Jean B.

Atty. Docket: 99AB139-A/YOD
ALBR:0067--1

Assistant Commissioner
for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

January 23, 2003

Date

Lynda Howell

Sir:

PETITION UNDER 37 C.F.R. § 1.181 (or § 1.8 (b))
TO WITHDRAW HOLDING OF ABANDONMENT

This Petition is filed in response to the Notice of Abandonment (Exhibit 1) mailed on January 7, 2003. The Notice of Abandonment states that no proposed new formal drawings were received and that the above-referenced application has been abandoned because of Applicants' failure to timely file new formal drawings as required in the Notice of Allowability (Exhibit 2). In view of the remarks set forth below, Applicants respectfully request withdrawal of the holding of abandonment.

On October 23, 2002, Applicants timely filed new formal drawings as required in the Notice of Allowability. Attached is a copy of the transmittal (Exhibit 3) with the accompanying certificate of mailing and formal drawings. Also attached is the postcard (Exhibit 4) evidencing receipt by the Patent & Trademark Office on October 29, 2002.

Serial no. 09/675,858
Petition under 37 CFR § 1.181
Page 2

In view of these facts, a complete response to the Notice of Allowance was filed in a timely manner, so the above-referenced application was not abandoned and should not now be considered abandoned. Accordingly, it is respectfully requested that the attached documents be accepted and entered into the file for the above-referenced application. It is further respectfully requested that the Commissioner withdraw the holding of abandonment and reinstate the application with its original filing date.

For additional support, attached are a Statement (Exhibit 5) attesting on a personal knowledge basis to the timely mailing of the formal drawings, a copy of the issue fee transmittal (Exhibit 6), and a copy of the postcard (Exhibit 7) evidencing receipt of the issue fee transmittal. Finally, clean copies of the two sheets of formal drawings are enclosed.

It is not believed per 37 C.F.R. § 1.181 (or § 1.8(b)) that any fees are required for filing this Petition. However, the Commissioner is authorized to charge Assignee's Deposit Account No. 01-0857; Order No. 99AB139A/YOD (ALBR:0067--1) for any fees which may be required.

Respectfully submitted,

Date: 1/23/2003

Pg
Patrick S. Yoder
Reg. No. 37,479
Fletcher, Yoder & Van Someren
P.O. Box 692289
Houston, TX 77269-2289

CORRESPONDENCE ADDRESS
ALLEN-BRADLEY COMPANY, LLC
Patent Department/704P Floor 8 T-29
1201 South Second Street
Milwaukee, Wisconsin 53204
Attention: Mr. Alexander Gerasimow
Phone: (414) 382-2000

03/15/05 TUE 14:20 FAX 281 970 4503

FYV LAW

027

JAN. 16. 2003 11:42AM ROCKWELL AUTOMATION

EXHIBIT 1

NO. 961 P. 2

p. 1/2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
ADDRESS: COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20530
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/675,858	09/29/2000	Daniel J. Bolda	99AB139-A	1079

7590

01/07/2003

John J Horn
Rockwell Automation
1201 South Second Street
Milwaukee, WI 53204

EXAMINER

JEANGLAUE, JEAN BRUNER

ART UNIT

PAPER NUMBER

2819

DATE MAILED: 01/07/2003

PH 16

Please find below and/or attached an Office communication concerning this application or proceeding.



RESPONSE DUE

PTO-90C (Rev. 07-01)

MAR 16 2003 11:42AM

ROCKWELL AUTOMATION

NO. 961 P. 3

P. 2/2

EXHIBIT 1



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/675,858

EXAMINER

ART UNIT	PAPER NUMBER
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P. 16

DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____.
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.
- (A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)
- ☐ No response has been received.
- ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
- ☐ The submitted issue fee of \$_____ is insufficient. The issue fee required by 37 CFR 1.18 is \$_____.
- ☐ The issue fee has not been received.
- ☒ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☒ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

ABANDONMENT
CONTACT PERSON IS:
TOM HAWKINS
305-8380

E: 11/17/02

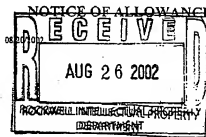
P: 1/3



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20531
www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE



7590

John J Horn
Rockwell Automation
1201 South Second Street
Milwaukee, WI 53204

EXAMINER

JEANGLAUDE, JEAN BRUNER

ART UNIT

CLASS-SUBCLASS

2819

341-139000

DATE MAILED: 08/20/2002

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/675,858	09/29/2000	Daniel J. Bolda	99AB139-A	1079

TITLE OF INVENTION: ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH REDUCED ERROR

DOCKETED
WAVE RECTIFIER WITH REDUCED ERROR
BY [Signature]
CHECKED BY [Signature]

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1280	\$0	\$1280	11/20/2002

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.
- B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

If the SMALL ENTITY is shown as NO:

- A. Pay TOTAL FEE(S) DUE shown above, or
- B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.
- ☐ Applicant claims SMALL ENTITY status.
See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

RAV ALBR:0067

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p. 2/3

ADE

Notice of Allowability	Application No.	Applicant(s)	
	09/675,858	BOLDA ET AL	
	Examiner	Art Unit	
	Jean B Jeanglaude	2819	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment files on 06-19-02
 2. ☒ The allowed claim(s) is/are 32-69
 3. ☐ The drawings filed on _____ are accepted by the Examiner.
 4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
 - (a) ☐ The translation of the foreign language provisional application has been received.
 6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE 'MAILING DATE' of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☒ CORRECTED DRAWINGS must be submitted.
 - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached below. Failure to timely comply will result in ABANDONMENT of this application.
 - 1) ☐ hereto or 2) ☒ to Paper No. 9.
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the top margin (not the back) of each sheet. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| <ol style="list-style-type: none"> 1 <input type="checkbox"/> Notice of References Cited (PTO-892) 2 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____ 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | <ol style="list-style-type: none"> 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ 6 <input type="checkbox"/> Examiner's Amendment/Comment 8 <input type="checkbox"/> Examiner's Statement of Reasons for Allowance 9 <input type="checkbox"/> Other |
|--|--|

Peguy Jeanpierre
PEGUY JEANPIERRE
 PRIMARY EXAMINER

F HIBIT 2

p 7/3



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20530
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/675,838	09/29/2000	Daniel J. Bolda	99AB139-A	1079

7390

08/20/2002

John J Horn
 Rockwell Automation
 1201 South Second Street
 Milwaukee, WI 53204

EXAMINER

JEANGLAUDE, JEAN BRUNER

ART UNIT

PAPER NUMBER

2819

DATE MAILED: 08/20/2002

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
 (application filed on or after May 29, 2000)

The patent term adjustment to date is 0 days. If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the term adjustment will be 0 days.

If a continued prosecution application (CPA) was filed in the above-identified application, the filing date that determines patent term adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system. (<http://pair.uspto.gov>)

03/15/05* TUE 14:22 FAX 281 970 4503

FYV LAW

032

JAN. 16. 2003 11:43AM

ROCKWELL AUTOMATION

Exhibit 3

NO. 961 P. 6

P. 1/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Daniel J. Bolda et al.

Serial No.: 09/675,858

Filed: September 29, 2000

For. ADJUSTABLE GAIN PRECISION
FULL WAVE RECTIFIER WITH
REDUCED ERROR

Group Art Unit: 2819

Examiner: Jeanglaude, Jean B.

Atty Docket: 99AB139-A/YOD
(ALBR:0067-1)

Assistant Commissioner
for Patents
Washington, D.C. 20231
ATTN: OFFICIAL DRAFTSMAN

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

10/23/02 _____
Date Sandra Howell
_____ (Lynda Howell)

Sir:

TRANSMITTAL OF FORMAL DRAWINGS

Enclosed are two (2) sheets of formal drawings for the above-referenced patent application.

Respectfully submitted,

Date: 10/23/2002

Patrick S. Yoder
Reg. No. 37,479
Fletcher, Yoder & Van Someren
P.O. Box 692289
(281) 970-4545

EXHIBIT 3

P2/3

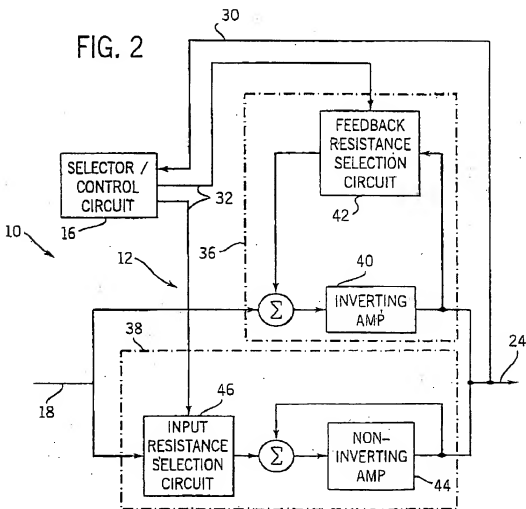
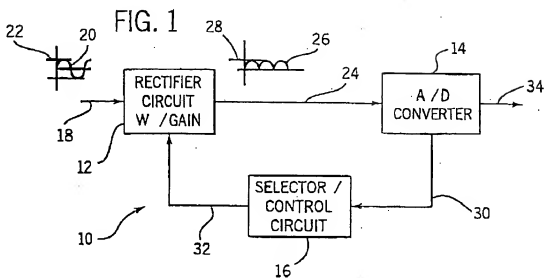


EXHIBIT 4

p. 1/1

Please indicate receipt of
the below-identified paper:

☐ New application Specification: _____ Pages: _____ Drawings: _____ Sheets _____

☐ Continuation ☐ Divisional ☐ CIP

☐ Response to Office Action dated _____ ☐ Final Rejection

☒ Other Transmittal of Formal Drawings; 3 sheets of formal drawings

☐ Assignment enclosed ☒ Cert. Of Timely Mailing ☐ Express Mail

Identification of Application:

Serial No. 09/575,858

Title ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH
WITH REDUCED ERROR

Applicant Daniel J. Bolda et al.

Client Rockwell

File No. ALR:3067-1799A:139-A Attorney FOO

Mailed 10/23/02 Filed _____ Due Date 11/20/02

Exhibit 5

P. 1/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Daniel J. Bolda et al.

Serial No.: 09/675.858

Filed: September 29, 2000

For: ADJUSTABLE GAIN PRECISION
FULL WAVE RECTIFIER WITH
REDUCED ERROR

Group Art Unit: 2819

Examiner: Jeanglaude, Jean B.

Atty. Docket: 99AB139-A/YOD
ALBR:0067--1

Sir

DECLARATION OF LYNDA HOWELL IN SUPPORT OF
PETITION UNDER 37 C.F.R. § 1.181 (or 1.8(b)) TO
WITHDRAW HOLDING OF ABANDONMENT

I, Lynda Howell, a citizen of the United States of America, declare that:

1. All statements herein made of my own knowledge are true and all statements herein made on information and belief are believed to be true and, further, that these statements are made with the knowledge that willful false statements, and the like, are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.
2. I reside at 7722 Covington Drive, Houston, Texas, 77095.
3. I am employed at the firm of Fletcher, Yoder & Van Someren, located at 7915 FM 1960 West, Suite 330, Houston, Texas 77070. I support Pat Yoder who is outside counsel to Allen-Bradley Company and the attorney of record in the above-referenced Patent Application.
4. On October 23, 2002, I filed the transmittal with attached formal drawings for the above-referenced Patent Application, and executed the accompanying certificate of mailing.

P. 2/2

Serial no. 09/675,858

Declaration of Lynda Howell in Support of Petition

Page 2

5. I attest on a personal knowledge basis to the timely mailing of the formal drawings on October 23, 2002 for the above-referenced Patent Application in response to the Notice of Allowance mailed on August 20, 2002.

Date: 1/23/03

Lynda Howell

Lynda Howell
Fletcher, Yoder & Van Someren
P.O. Box 692289
Houston, TX 77269-2289
Tel.: (281) 970-4545
Fax: (281) 970-4503

03/15/03 TUE 14:24 FAX 281 970 4503

FYV LAW

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JAN. 16. 2003 11:43AM

ROCKWELL AUTOMATION

NO. 961

P. 4

EXHIBIT

P. 1/1

Please indicate receipt of the materials enclosed herewith by stamping and mailing this card.

Applicant Daniel J. Bolde, et al.

Serial # 09/675,858

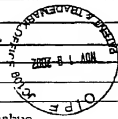
Filed September 29, 2000

For Adjustable Gain Precision Full Wave Rectifier
with Reduced Error

Docket No./Attorney 99AB139-A / RAV/AMG

Item PART B - ISSUE FEE TRANSMITTAL

Date Mailed November 12, 2002 By SMDonahue



RES015A

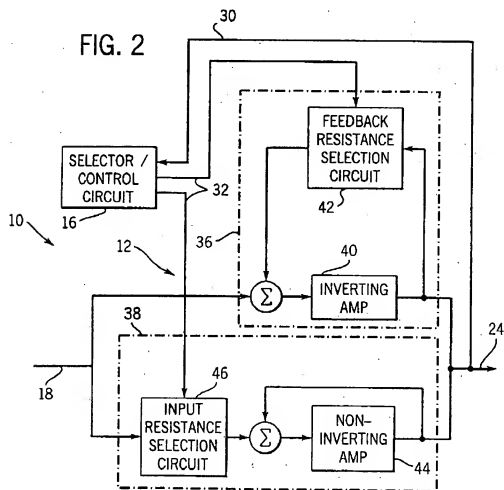
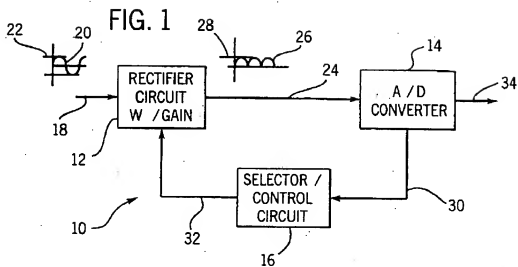
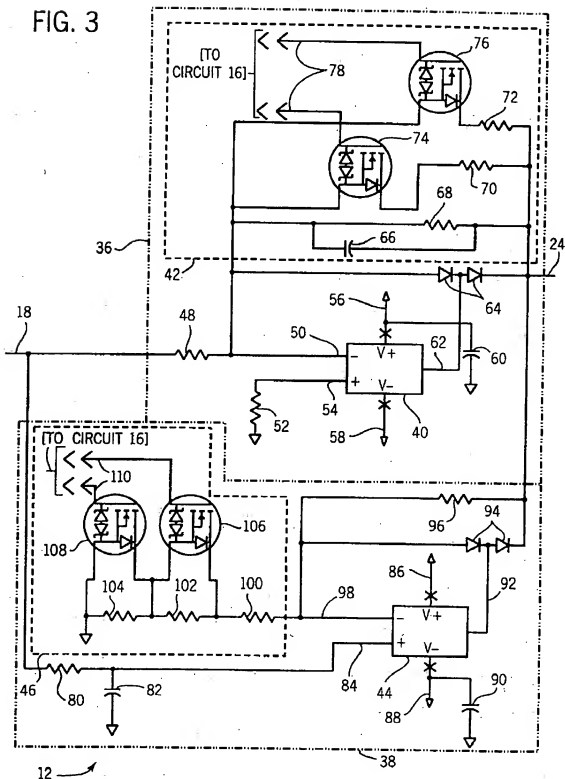


FIG. 3



Please indicate receipt of
the below-identified paper:

☐ New Application ☐ Specification: _____ Pages: _____ Drawings: _____ Sheets
☐ Continuation ☐ Divisional ☐ CIP ☐ CPA

Please indicate receipt of
the below-identified paper:

☐ New Application ☐ Specification: _____ Pages: _____ Drawings: _____ Sheets
☐ Continuation ☐ Divisional ☐ CIP ☐ CPA
☐ Response to Office Action dated _____ ☐ Final Rejection
☒ Other Status Inquiry

☐ Assignment enclosed ☒ Cert. Of Timely Mailing ☒ Express Mail

Identification of Application:

Serial No. 09/675,858
Title ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER
WITH REDUCED ERROR

Applicant Daniel J. Bolds et al.
Client Rockwell C-7-1
File No. ALRR 2195792A B139-A Attorney YOD
Mailed 02/11/04 Filed _____ Due Date _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel J. Bolda et al.

Serial No.: 09/675,858

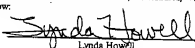
Filed: September 29, 2000

For: ADJUSTABLE GAIN PRECISION
FULL WAVE RECTIFIER WITH
REDUCED ERROR§
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Group Art Unit: 2819

Examiner: Jeanglaude, Jean B.

Atty. Docket: ALBR-0067-1/YOD
99AB139-ACommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING 37 C.F.R. 1.8
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:
February 11, 2004 Date
 Lynda Howell


STATUS INQUIRY

A Petition under 37 C.F.R. § 1.181 (or 1.8(b)) to Withdraw Holding of Abandonment was filed on January 23, 2003 for above-referenced application and received in the Office of Patent Publication Director's Office on January 30, 2003. We again submitted the Petition to Withdraw Holding of Abandonment (via Facsimile) on November 5, 2003 to Examiner Hien Phan. However, since that time, Applicants have received no response from the United States Patent and Trademark Office. Applicants respectfully request that the Patent Office provide the undersigned with the current status of the above-referenced application.

The Patent Office is encouraged to contact the undersigned at the number listed below with any questions.

Respectfully submitted,

Date: 2/11/2004


Patrick S. Yoder
Reg. No. 37,479
FLETCHER YODER
P.O. Box 692289
Houston, TX 77269-2289
(281) 970-4545